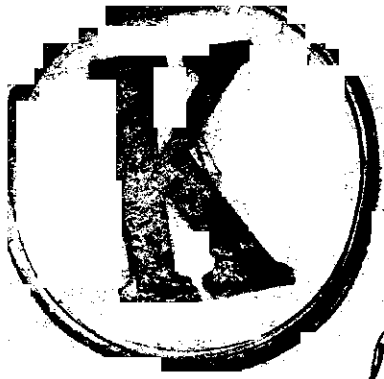




1942

File No. B. Public
Conveyance/42-43

Bom Act-No. 18/43 Legal Department

B BRANCH

Subject:— Governor's Bill No. 1942

P-219
B

A Bill to amend the Bombay
Public Conveyances Act, 1920.

(Amend. of S. 2 (b).)

(Bom XVIII of 1943)

File No. B. Public Conveyance/42-43

Gen. 194 e.

578-11

[Bom XVIII of 1943]

R.L.A.'s Office .

A revised draft Bill is sent herewith.

2. The subject-matter of the Bill falls under entry 18 in Provincial Legislative List and entry 20 of the ^{Concurrent} Government Legislative List in the Seventh Schedule to the Government of India Act, 1935. As the provisions of the Bill are not repugnant to the provisions of any existing Indian Law it is not necessary to reserve the Bill for the consideration of the Governor General with reference to paragraph (2) of the Proclamation and section 107(2) of the Government of India Act, 1935. (Under executive instructions the Bill requires the previous approval of the Governor General before enactment).

3. The statement at p. 15 ante as slightly amended is in order.

Id/-P.N.M.
dt/-15/9/

Remembrancer of Legal Affairs.

U.R. to H.D. No. 7420, dated the 16th September 1942.

MS)
(187)
44
2017

No. 6599
Legal Department,
Bombay Castle, 30th September 1944.

From

P. N. MOOS, Esquire, Bar-at-Law, I.C.S.
Secretary to the Government of Bombay.

To

The Secretary to the Governor of Bombay.

Subject :- A Bill to amend the Bombay Public Conveyances Act, 1920.

Sir,

With reference to your Memorandum No. 201(85), dated the 7th June 1943, addressed to the Home Department, on the above subject, I am directed to forward herewith a copy of the Bill to amend the Bombay Public Conveyances Act, 1920, prepared by His Excellency the Governor under paragraph (2) of the Proclamation dated the 4th November 1935 issued by him under section 93 of Govt of India Act, 1935.

2. None of the provisions of the Bill affects any special responsibility of the Governor under section 52(1) of the Government of India Act, 1935, or falls within the purview of clause (a), (b), (c) or (d) of paragraph XVII of the Instrument of Instructions to the Governor of Bombay.

3. The subject-matter of the Bill falls under entry 18 in the Provincial Legislative List and entry 20 of the Concurrent Legislative List in the Seventh Schedule to the Government of India Act, 1935. As the provisions of the Bill are not repugnant to the provisions of any existing Indian Law it is not necessary to reserve the Bill for the consideration of the Governor General with reference to paragraph (2) of the Proclamation and section 107(2) of the Government of India Act, 1935.

4. The date on which His Excellency the Governor's assent is given may kindly be entered in the endorsement.

I also forward herewith one spare copy of the Bill.

Yours obedient servant,
Sd/- P. N. M.
Secretary to the Government of Bombay,
Legal Department.

Through

The Secretary to the Government of Bombay,
Home Department.

NOTIFICATION.

Home Department
Bombay Castle, 1943.

The Government
of India Act,
1935.

No. In exercise of the powers conferred by sub-section (2) of section 92 of the Government of India Act, 1935, the Governor of Bombay is hereby pleased to direct that the Bombay Public Conveyances (Amendment) Act. 1943(Bom. of 1943)., shall apply to the following partially excluded areas in the Province of Bombay, namely:-

(Here insert the names of partially excluded areas),

By order of the Governor of Bombay,

Secretary to Government.

Office of the R.L.A.

H.D. is requested to specify fully and correctly all the partially excluded areas to which the ~~principals~~ principal Act has been extended, and to indicate the notifications.

Id/- N.K.D.

For Remembrancer of Legal Affairs,

U.R. to H.D. No. 6919 , dated the 16th October 1943.

VVK. 13/7/56/

5C.

No. 201(85)
Office of the Governor's Secretary
Government House,
Bombay, 18th January 1944.

From

D. Symington, Esquire, CIE. ICS.
Secretary to the Governor of Bombay,

To The Secretary to Government,
Legal Department, Bombay.

Subject :- The Bombay Public Conveyances
(Amendment) Bill, 1943.

Sir,

With reference to your letter No. 6599 dated the 30th
1943, September 1943, I am directed to return herewith the copy of
the Bombay Public Conveyances (Amendment) Bill, 1943,
prepared by His Excellency the Governor under paragraph (2)
of the Proclamation, dated the 4th November 1939, issued
by him under section 93 of the Government of India Act, 1935,
and to state that under the provisions of the aforesaid
paragraph His Excellency the Governor is pleased to declare
that he assents to the Bill in the name of His Majesty.

Your obedient servant,

Sd/-

For Secretary to the Governor of
Bombay.

VVK. 13/7/56/

50.

Publication of the Bombay Public
Conveyances (Amendment) Act, 1943.

GOVERNMENT OF BOMBAY?

Legal Department,

Resolution No. 1944. S 48

Bombay Castle, 21st January 1944.

Letter to the Secretary to the Governor, No. 6599,
dated the 30th September 1943.

Letter from the Secretary to the Governor, No. 201
(85), dated the 28th January 1944.

"With reference to your letter No. 6599, dated the
30th September 1943, I am directed to return herewith
the copy of the Bombay Public Conveyances (Amendment) Bill
1943, prepared by His Excellency the Governor under para -
graph (2) of the Proclamation, dated the 4th November
1939, issued by him under section 93 of the Government
of India Act, 1935, and to state that under the
provisions of the aforesaid paragraph His Excellency the
Governor is pleased to declare that he assents to the
Bill in the name of His Majesty %.

RESOLUTION : . The law should be published as Bombay
Act, No. XVIII of 1943, in the Bombay Government
Gazette dated the 21st January 1944.

2. The Act should be translated into Marathi
Gujarati, Kannada and Hindustani (In Urdu and Devanagari
scripts) and the translations should be published in
the Bombay Government Gazette.

3. A copy of the Act should be forwarded to the Home Department.

By order of the Governor of Bombay,

Sd/- K.M.Chitnis .

for (P.N.MOOS,
(Secretary to Government .

to

The Manager, Government Central Press, Bombay (with a copy of the Act and with a request that 15 gazette copies of the Act may be forwarded to the legal Deptt.)

VVK. 13/7/56/

5C.

NOTIFICATION.

Home Department.

Bombay Castle, 1944.

Government
of India
Act 1935.

No. In exercise of the powers conferred by sub-section (1) of section 92 of the Government of India Act 1935, the Governor of Bombay is pleased to direct that the Bombay Public Conveyances (Amendment) Act, 1943 (Bom. XVIII of 1943), shall apply to those areas specified in the notifications mentioned in the Schedule hereto annexed which are partially excluded areas in the Province of Bombay.

SCHEDULE.

1. Government Notification, Judicial Department No. 7999 dated the ~~XXXX~~ 3rd November 1914.
2. Commissioner, Central Division's notifications -
 - (1) No. L.F. 500A dated the 26th August 1916.
 - (2) No. P.O.L. 3/57 dated the 22nd October 1921.
 - (3) No. P.O.L. 3/57 dated the
3. Commissioner, Northern Division's notifications-
 - (1) No. P.O.L. 343 A dated the 15th March 1922
 - (2) No. P.O.L. 516A dated the 23rd March 1922
 - (3) No. P.O.L. 739 dated the 26th June 1925.
 - (4) No. P.O.L. 483 dated the 7th February 1927.

Page 21 ante

See Commr.
C.D.'s letter
at p.119.

By order of the Governor of Bombay.

Secretary to Government.

V.V.K. 13/7/56/

Office of the R.L.A.

The requisite draft notification is sent herewith.

2. The H.D. is requested to ascertain the date of Commissioner, Central Division's Notification No. P.O.L. 3/57 referred to in item 2(3) in the Schedule to the draft notification and to fill it in before issue. Attention is in this connection invited to the copy of the notification at page 122 ante sent by the Commissioner, Central Division, and the statement at 'A' of H.D. note at 158.

Sd/-P.N.M.
dt/- 21-4

REmembrancer of Legal Affairs.

U.R. to H.D. No. 3039 , dated the 22nd April 1944.

VVK. 13/7/56/

50.